

JP:NS

**M12-0370**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

- - - - -X

UNITED STATES OF AMERICA

- against -

JULIO FLORES, JR.,

Defendant.

PRE-ARRAIGNMENT

C O M P L A I N T

(21 U.S.C. §§ 952(a)  
and 960)

- - - - -X

EASTERN DISTRICT OF NEW YORK, SS:

GREGORY STEMKOWSKI, being duly sworn, deposes and states that he is a Special Agent with the United States Department of Homeland Security, Homeland Security Investigations ("HSI"), duly appointed according to law and acting as such.

Upon information and belief, on or about April 12, 2012, within the Eastern District of New York and elsewhere, defendant JULIO FLORES, JR., did knowingly, intentionally and unlawfully import into the United States from a place outside thereof cocaine, a Schedule II controlled substance.

(Title 21, United States Code, Sections 952(a) and 960).

The source of your deponent's information and the grounds for his belief are as follows:<sup>1/</sup>

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<sup>1/</sup> Because the purpose of this Complaint is to state only probable cause to arrest, I have not described all the relevant

1. On the evening of April 12, 2012, defendant JULIO FLORES, JR., arrived at John F. Kennedy International Airport in Queens, New York, aboard Delta Airlines Flight No. 550 from Santiago, Dominican Republic.

2. During an examination, a Customs and Border Protection ("CBP") officer noticed that defendant JULIO FLORES, JR., appeared unusually nervous and gave inconsistent answers to routine customs questions. Specifically, the defendant initially stated that he traveled to the Dominican Republic to visit his father, whom he had not seen in 42 years. Upon further questioning, the defendant stated that his father lived in Florida, not the Dominican Republic. The defendant was unable to provide a phone number for his father in the Dominican Republic or Florida. Investigation revealed that the defendant had obtained his passport on an expedited basis and paid for his airline ticket by cash.

3. The defendant was presented with an x-ray consent form, which he read, appeared to understand and signed.

4. The defendant JULIO FLORES, JR., was transported to the medical facility at John F. Kennedy International Airport, where an x-ray was taken of defendant's intestinal tract, which was positive for foreign bodies. In the early morning hours of April 13, 2012, the defendant passed 2


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facts and circumstances of which I am aware.


pellets, which field-tested positive for the presence of cocaine. The defendant was then placed under arrest.

5. Defendant JULIO FLORES, JR., will be detained at the JFK medical facility until such time as he has passed all the pellets contained within his intestinal tract.

WHEREFORE, your deponent respectfully requests that defendant JULIO FLORES, JR., be dealt with according to law.

  
\_\_\_\_\_  
GREGORY STEMKOWSKI  
Special Agent  
HSI

Sworn to before me this  
13th day of April, 2012

  
\_\_\_\_\_  
HONORA J.  
UNITED  
EASTER

S/Pohorelsky

  
\_\_\_\_\_  
JUDGE  
RK